

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 42P12136D

(maximum 12 characters)

First Named Inventor Gary A. Brist et al.Title: PHOTO-THERMAL INDUCED DIFFUSIONExpress Mail Label No. EV 336 581 098 US

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ **Fee Transmittal Form (e.g., PTO/SB/17)**
(Submit an original and a duplicate for fee processing)
2. ☐ **Applicant Claims Small Entity Status. (37 CFR 1.27)**
3. ☒ **Specification (Total Pages 21)**
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table,
or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ **Drawings(s) (35 USC 113) (Total Sheets 7)**
5. ☒ **Oath or Declaration (Total Pages 5)**
 - a. ☐ Newly Executed (Original or Copy)
 - b. ☒ Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 18 completed)
 - i. ☐ DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
 - c. ☐ Unsigned.
6. ☐ **Application Data Sheet. (37 CFR 1.76)**
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper



c. _____ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. _____ **Assignment Papers (cover sheet & documents(s))**
10. _____ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
_____ ☒ b. Power of Attorney
11. _____ English Translation Document (if applicable)
12. _____ ☒ a. Information Disclosure Statement (IDS)/PTO-1449 (or PTO/SB/08)
_____ ☒ b. Copies of IDS Citations
13. _____ ☒ **Preliminary Amendment**
14. _____ **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. _____ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. _____ **Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17A. _____ ☒ Other: Formal Drawings Submission

- 17B. _____ ☒ Pursuant to 37 C.F.R. 1.136(a)(3), applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 C.F.R. 1.16 and 1.17, to Deposit Account No. 02-2666.

18. **If a CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet Under 37 C.F.R. 1.76:

☒ **Continuation** ☒ **Divisional** ☐ **Continuation-in-part (CIP)**
Of Prior Application No.: 10/252,304 Examiner: Anya Igwe U. Group Art Unit: 2825
(which is a ☒ continuation/ ☐ divisional/ ☐ CIP of prior application no. _____)
(which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. _____) (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.
For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. Correspondence Address
Customer Number or Bar Code Label _____
or _____ (Insert Customer No. or Attach Bar Code Label here)
☒ Correspondence Address Below
NAME Michael A. Bernadicou
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
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CITY Los Angeles STATE California ZIP CODE 90025
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Name (PRINT/TYPE): Michael A. Bernadicou Registration No.: 35,934
Signature: [Signature] Date: 7/9/03

TOTAL AMOUNT OF PAYMENT (\$)	\$750.00
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Application No. Not yet assigned
Filing Date Herewith
First Named Inventor Gary A. Brist
Group Art Unit Not yet assigned
Examiner Name Not yet assigned
Attorney Docket No. 42P12136D

1. [X] The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666
Deposit Account Name _____

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2. X Payment Enclosed: X Check
 Money Order
 Other

1. BASIC FILING FEE

<u>Large Entity</u>		<u>Small Entity</u>			
Fee	Fee	Fee	Fee		
Code	(\$)	Code	(\$)	<u>Fee Description</u>	<u>Fee Paid</u>
1001	740	2001	370	Utility application filing fee	\$750.00
1002	330	2002	165	Design application filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional application filing fee	

SUBTOTAL (1) \$ 750.00

2. <u>EXTRA CLAIM FEES</u>			<u>Fee from</u>	<u>Fee Paid</u>
		<u>Extra Claims</u>	<u>below</u>	
Total Claims	<u>10</u>	- 20** = <u>0</u>	X \$18.00	= <u> </u>
Independent Claims	<u>1</u>	- 3** = <u>0</u>	X \$84.00	= <u> </u>
Multiple Dependent			\$280.00	= <u> </u>

****Or number previously paid, if greater; For Reissues, see below.**

<u>Large Entity</u>		<u>Small Entity</u>		
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	<u>Fee Description</u>
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 0.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fe Code	F (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1813	8,800	1813	8,800	Request for inter parties reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	400	2252	200	Extension for reply within second month	
1253	920	2253	460	Extension for reply within third month	
1254	1,440	2254	720	Extension for reply within fourth month	
1255	1,960	2255	980	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,280	2453	640	Petition to revive - unintentional	
1501	1,280	2501	640	Utility issue fee (or reissue)	
1502	460	2502	230	Design issue fee	
1503	620	2503	310	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	740	2809	370	For filing a submission after final rejection (see 37 CFR 1.129(a))	
1814	110	2814	55	Statutory Disclaimer	
1810	740	2810	370	For each additional invention to be examined (see 37 CFR 1.129(b))	
1801	740	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	
1505	300	1505	300	Publication fee for republication	
1803	130	1803	130	Request for voluntary publication or republication	
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	
1454	1,280	1454	1,280	Acceptance of unintentionally delayed claim for priority	

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$ 0.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Michael A. Bernadicou

Signature: *Michael A. Bernadicou* Date: 7/9/03

Reg. Number: 35,934 Telephone Number: (408) 720-8300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary A. Brist et al.

Serial No.: Not yet assigned

Filed: Herewith

For: PHOTO-THERMAL
INDUCED DIFFUSION

Which is a Divisional of Application of:

Serial No: 10/252,304

Filed: September 23, 2002

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Not yet assigned

Art Unit: Not yet assigned

FORMAL DRAWINGS SUBMISSION

Enclosed herewith for submission in the United States Patent and Trademark Office are seven (7) sheets of formal drawings for the patent application referenced above.

"Express Mail" mailing label number: EV 336 581 098 US

Date of Deposit: July 9, 2003

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to Mail Stop New Patent Application, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450

Teresa Edwards

(Typed or printed name of person mailing paper or fee)

Teresa Edwards
(Signature of person mailing paper or fee)

July 9, 2003
(Date signed)

If there are any further charges please charge them to Deposit Account No.
02-2666. A duplicate of this sheet is enclosed for that purpose.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 7/10, 2003 *Michael A. Bernadicou*
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